

Practitioner's Docket No. BVOC001

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bertrand A. Damiba

A large, bold, black stamp with the word "COPY" in a sans-serif font, preceded by a small square icon.

Application No.: 09/769,880

Group No.: 2655

Filed: January 24, 2001

Examiner: McFadden, S.

For: SYSTEM, METHOD AND COMPUTER PROGRAM PRODUCT FOR A DISTRIBUTED
SPEECH RECOGNITION TUNING PLATFORMMail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed January 6, 2005, finally rejecting claims 1-6, 11 and 16-26.

1. STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on January 24, 2001.

CERTIFICATION UNDER 37 C.F.R. " 1.8(a) and 1.10"

(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

_ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

_ with sufficient postage as first class mail.

37 C.F.R. § 1.10"

_ as "Express Mail Post Office to Addressee"

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_ facsimile transmitted to the Patent and Trademark Office, (703) 872-9306

Date: 4/14/2005

Signature

Erica L. Farlow

(type or print name of person certifying)

04/14/2005 SCARICH 00000001 501351 09769880

01 FC:2401

* Only the date of filing (" 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under " 1.8 continues to be taken into account in determining timeliness. See " 1.703(f). Consider "Express Mail Post Office to Addressee" (" 1.10) or facsimile transmission (" 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

Small entity	\$250.00
Notice of Appeal fee due	\$250.00

3. EXTENSION OF TERM

Applicants believe no Extension of Term is necessary. However, if an extension of time is required, please consider this a petition therefor. Please charge the necessary fees to deposit account 50-1351 (Order No. BVOCPO01).

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$250.00
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TOTAL FEE DUE \$250.00

5. FEE PAYMENT

Authorization is hereby made to charge the amount of \$250.00 to Deposit Account No. 50-1351 (Order No. BVOCPO01).

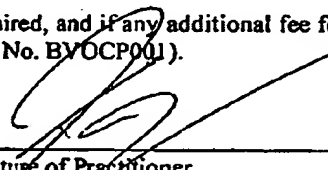
Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. BVOCPO01).

Reg. No.: 41,429
Tel. No.: 408-971-2573
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Signature of Practitioner
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